

UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

SHIGE TAKIGUCHI, et. al,
Individually and On Behalf of All
Others Similarity Situated,

Plaintiffs,

v.

MRI INTERNATIONAL, INC.,
EDWIN J. FUJINAGA, JUNZO
SUZUKI, PAUL MUSASHI
SUZUKI, LVT, INC., dba STERLING
ESCROW, and DOES 1-500,

Defendants.

Case No.: 2:13-cv-01183-HDM-NJK
ORDER GRANTING
STIPULATION AND
[PROPOSED] ORDER RE
PAYMENT OF ATTORNEYS
FEES AND COSTS INCURRED
BY SUZUKI ENTERPRISES, INC.
PROFIT SHARING PLAN
DURING SEPTEMBER 2017

1 WHEREAS Defendant Suzuki Enterprises, Inc. Profit Sharing Plan (the
2 “Plan”) and Plaintiffs are collectively referred to herein as the “Parties”;

3 WHEREAS on December 2, 2016, the Court issued its order [550] (“Order
4 re Fees”) approving the Stipulation re Payment of Attorneys’ Fees [549]
5 (“Stipulation re Fees”), providing a procedure for payment of legal fees and costs
6 from Plan funds that are presently subject to the preliminary injunction [183]
7 issued by this Court;

8 WHEREAS the Plan incurred legal fees and costs in September 2017 in the
9 amount of \$1,100.50, in connection with: coordinating global settlement
10 discussions, and communications with multiple counsel, Plan fiduciaries and the
11 Court regarding settlement issues;

12 WHEREAS such fees and costs are payable as follows:

- 13 • \$952.00 payable to Foundation Law Group LLP, lead counsel for the
14 Plan;
- 15 • \$148.50 payable to Enenstein Pham & Glass, local counsel for the
16 Plan;

17 WHEREAS the invoices for the Plan’s legal fees with specific descriptions
18 of the work accomplished are attached hereto as Exhibit “A”;

19 WHEREAS the Parties have communicated a mutual desire to avoid the
20 necessity of a formal motion for attorneys’ fees through this Stipulation;

21 NOW, therefore, the Parties stipulate as follows:

- 22 1. \$952.00 of the funds held by LPL Financial for the benefit of the Plan
23 shall be unfrozen and released from the preliminary injunction [183] and
24 paid to Foundation Law Group LLP;
- 25 2. \$148.50 of the funds held by LPL Financial for the benefit of the Plan
26 shall be unfrozen and released from the preliminary injunction [183] and
27 paid to Enenstein Pham & Glass;

- 1 3. The remaining funds held by LPL Financial for the benefit of the Plan
2 shall remain frozen and subject to the preliminary injunction [183]
3 pending a further application for payment of attorneys' fees and
4 expenses; and
- 5 4. Payment of attorneys' fees and expenses for the month of September
6 2017 (per items 1-3 above) shall be made from cash on hand that is held
7 in the name of the Plan.

8 DATED this 3rd day of October, 2017

DATED this 3rd day of October, 2017

9 **MANNING & KASS ELLROD**
10 **RAMIREZ, TRESTER LLP**

ENENSTEIN PHAM & GLASS

11 By: /s/ James E. Gibbons
12 *Attorneys for Plaintiffs*

By: /s/ Robert A. Rabbat
Attorneys for Suzuki Enterprises, Inc.,
Profit Sharing Plan

16 DATED this 3rd day of October, 2017

DATED this 3rd day of October, 2017
2017

18 **LAW OFFICES OF ROBERT W.**
19 **COHEN, A.P.C.**

FOUNDATION LAW GROUP LLP

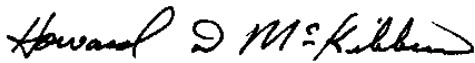
20 By: /s/ Robert W. Cohen
21 *Attorneys for Plaintiffs*

By: /s/ Gregg D. Zucker
Attorneys for Suzuki Enterprises,
Inc., Profit Sharing Plan

23 **ORDER**

24 **PURSUANT TO STIPULATION, IT IS SO ORDERED.**

26 DATED this 11th day of October, 2017.

27 

28 United State District Court Judge